

## Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 SY-05

SCCT-01 OMB-01 ACDA-05 IO-11 OES-03 SNM-02 DEAE-00

/087 W

----- 104011

R 301211Z JAN 76

FM AMEMBASSY BONN

TO SECSTATE WASHDC 6058

INFO AMEMBASSY BELGRADE

C O N F I D E N T I A L SECTION 01 OF 02 BONN 01617

E.O. 11652: GDS

TAGS: PINS, PFOR, YO, GW

SUBJECT: FRG-GDR SECURITY LIAISON AGREEMENT

REF: STATE 13080

1. EMBASSY OFFICERS WERE BRIEFED BY VON LOEWENICK OF THE INTERIOR MINISTRY ON JANUARY 28 ABOUT SECURITY LIAISON BETWEEN THE FRG AND YUGOSLAVIA.

2. LOEWENICK STATED THAT THE GOY INITIALLY REQUESTED AN AGREEMENT DURING A MAY, 1973, VISIT BY FONMIN GENSCHER TO BELGRADE. THIS VISIT WAS FOLLOWED BY DIFFICULT NEGOTIATIONS WHICH CULMINATED IN JULY, 1974, IN AN UNDERSTANDING BETWEEN THE INTERIOR MINISTRIES OF BOTH COUNTRIES. LOEWENICK STRESSED THAT THERE IS NO SECURITY LIAISON AGREEMENT AS SUCH; RATHER EACH MINISTER SENT A LETTER TO HIS RESPECTIVE POLICE ORGANIZATIONS INFORMING THEM OF THE UNDERSTANDING WHICH HAD BEEN REACHED AND ESTABLISHING PROCEDURES AND PARAMETERS.

3. AN UNOFFICIAL EMBASSY TRANSLATION OF THE LETTER SENT  
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BY INTERIOR MINISTER MAIHOFER TO THE BUNDESKRIMINALAMT

FOLLOWS: BEGIN TEXT

SUBJECT: COOPERATION WITH YUGOSLAVIA CONCERNING THE FIGHT AGAINST CRIME.

THE FEDERAL MINISTER OF THE INTERIOR AND THE FEDERAL SECRETARY FOR INTERNAL MATTERS OF THE SOCIALIST FEDERAL REPUBLIC OF YUGOSLAVIA AGREE AFTER AN EXCHANGE OF OPINIONS THAT ALL LEGAL AND PERMISSIBLE MEASURES ARE TO BE TAKEN AGAINST VIOLENT AND TERRORIST ACTS BY PERSONS, GROUPS, OR ASSOCIATIONS. THIS IS ESPECIALLY TRUE WHEN THE TERRITORY OR PROPERTY OF THE FRG OR THE SOCIALIST FEDERAL REPUBLIC OF YUGOSLAVIA OR PERSONS ARE THREATENED WHO RESIDE IN ONE OF THE TWO COUNTRIES.

IN ORDER TO DEVELOP AN EFFECTIVE PROTECTION AGAINST THE THREATENED DANGERS OF TERRORISM AND OTHER FORMS OF SERIOUS CRIME, I HAVE ORDERED THE FOLLOWING:

1. IN ORDER TO PREVENT THE COMMISSION OF VIOLENT AND TERRORISTIC ACTS, THE DIRECTION FOR PUBLIC SECURITY OF THE FEDERAL SECRETARIAT FOR INTERNAL MATTERS IN BELGRADE IS TO BE GIVEN INFORMATION IN CONFORMITY WITH INTERNAL LAW CONCERNING SUCH CRIMES, WHICH MAY BE COMMITTED:

-- IN THE SOCIALIST FEDERAL REPUBLIC OF YUGOSLAVIA;

-- AGAINST ESTABLISHMENTS OF THE SOCIALIST FEDERAL REPUBLIC OF YUGOSLAVIA; OR

-- AGAINST YUGOSLAVIAN CITIZENS IN THE FRG INCLUSIVE OF BERLIN OR IN THIRD COUNTRIES.

1.1 AT THE REQUEST OF THE DIRECTION FOR PUBLIC SECURITY OF THE FEDERAL SECRETARIAT FOR INTERNAL MATTERS SUPPLEMENTARY INFORMATION MAY BE PROVIDED.

1.2 INFORMATION MAY BE PROVIDED TO THE DIRECTION FOR PUBLIC SECURITY OF THE FEDERAL SECRETARIAT FOR INTERNAL MATTERS REGARDLESS OF THE QUESTION BY WHOM CONFIDENTIAL

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AND WHERE SUCH ACTS COULD BE COMMITTED, AND OF THE MOTIVATION OF THE PERSONS, GROUPS, OR ASSOCIATIONS WHO POSE THE THREAT.

2. NUMBER 1 IS ALSO TRUE FOR THE FIGHT AGAINST CRIME IN THE ILLEGAL TRADE IN DRUGS, WEAPONS, EXPLOSIVES AND MUNITIONS, THE PRODUCTION OR DISSEMINATION OF COUNTERFEIT MONEY AND SMUGGLING OF MOTOR VEHICLES.

3. WITH THE TRANSMITTAL OF INFORMATION IT SHOULD BE  
POINTED OUT WHETHER THE INFORMATION CAN BE SUBSTAN-  
TIATED WITH LEGAL EVIDENCE BEFORE A COURT.

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R 301211Z JAN 76  
FM AMEMBASSY BONN  
TO SECSTATE WASHDC 6059  
INFO AMEMBASSY BELGRADE

C O N F I D E N T I A L SECTION 02 OF 02 BONN 01617

4. IF INFORMATION TRANSMITTED BY THE DIRECTION FOR  
PUBLIC SECURITY OF THE FEDERAL SECRETARIAT FOR INTERNAL  
MATTERS PROVIDES SUPPORT FOR THE SUSPICION OF A PLANNED  
CRIMINAL OFFENSE, THE APPROPRIATE MEASURES ARE TO BE  
TAKEN.

5. ON THE BASIS OF A REQUEST AN EXCHANGE OF VIEWS  
MAY TAKE PLACE WITH THE DIRECTION FOR PUBLIC SECURITY  
OF THE FEDERAL SECRETARIAT FOR INTERNAL MATTERS IN  
BELGRADE WITH RESPECT TO EXPERIENCE GAINED IN THE FIGHT  
AGAINST CRIME WITHIN THE FRAMEWORK OF NUMBERS 1 AND 2.  
ON REQUEST, COMMISSIONED AGENTS MAY BE SENT FOR THE  
PURPOSE OF TECHNICAL SUPPORT.

6. THIS ORDER IS VALID ONLY FOR THE AREA OF POLICE-  
RELATED MEASURES FOR THE PREVENTION OF CRIME, THE

RESOLUTION OF CRIMES, AND THE APPREHENSION OF THEIR  
PERPETRATORS.

THE AGREEMENT BETWEEN THE FRG AND THE SOCIALIST FEDERAL  
REPUBLIC OF YUGOSLAVIA OF 1 OCT. 1971, CONCERNING LEGAL  
ASSISTANCE IN CRIMINAL MATTERS REMAINS UNAFFECTED BY  
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THIS ORDER. END QUOTE.

4. AFTER DISCUSSING THE UNDERSTANDING ITSELF, LOEWENICK  
FRANKLY OUTLINED TO EMBOFFS THE PRACTICAL DIFFICULTIES  
ENCOUNTERED THUS FAR IN IMPLEMENTING THE UNDER-  
STANDING. THE FRG AND GOY ARE APPARENTLY SATISFIED  
WITH THE RESULTS WHICH THEIR SECURITY LIAISON HAS  
PRODUCED IN COMBATING EASILY RECOGNIZED, VIOLENT ACTS OF  
TERRORISM. THE GOY, HOWEVER, IS DISSATISFIED WITH THE  
FRG'S COOPERATION IN COMBATING "POLITICAL TERRORISTS."  
DESPITE THE UNDERSTANDING, THE TWO GOVERNMENTS  
HAVE DIFFERENT DEFINITIONS OF WHAT CONSTITUTES A THREAT  
AND WHAT CAN BE DONE AGAINST POSSIBLE THREATS. THE CHIEF  
PROBLEM IS THAT THE YUGOSLAVS LABEL ANY EMIGRE WHO IS  
ANTI-TITO AS A TERRORIST -- A DEFINITION THE FRG CANNOT  
ACCEPT. IN ADDITION, THE FRG MUST OBSERVE STRICT  
CONSTITUTIONAL SAFEGUARDS ON INDIVIDUAL LIBERTIES AND  
CANNOT ACT ON ALL THE INFORMATION PROVIDED BY THE  
YUGOSLAVS. APPARENTLY THIS LACK OF FRG ACTION HAS  
OCCASIONALLY PROMPTED THE YUGOSLAVS TO OPERATE ON FRG  
TERRITORY AGAINST EMIGRES WHOM THE GOY PERCEIVES AS  
POLITICALLY THREATENING. LOEWENICK STATED HE POSSESSED  
NO PROOF OF THIS ALLEGATION, BUT HE CLAIMED HE WAS  
CERTAIN THAT SEVERAL UNEXPLAINED MURDERS OF EMIGRES WERE  
THE RESULT OF GOY ACTIONS ON FRG TERRITORY. A  
DECEMBER 1975 MEETING OF THE INTERIOR MINISTERS FAILED  
TO RECONCILE THESE DIFFERING PERCEPTIONS. VON  
LOEWENICK LATER EMPHASIZED, HOWEVER, THAT HE BELIEVED  
THE FRG'S EMIGRE PROBLEM IS MUCH WORSE THAN THE U.S.'S  
SINCE MORE EMIGRES LIVE IN THE FRG THAN IN THE US AND  
THE FRG IS MUCH MORE ACCESSIBLE TO YUGOSLAVIA  
THAN IS THE US.

5. IN PRACTICE THE GOY TRANSMITS ITS INFORMATION ON  
TERRORIST ACTIVITIES THROUGH ITS EMBASSY IN BONN AND  
TRIES TO DISCOURAGE ITS CONSULAR OFFICIALS FROM  
CONTACTING THE LOCAL GERMAN OFFICIALS WITHOUT USING THE  
EMBASSY CHANNEL. LOEWENICK WOULD PREFER, HOWEVER, THE  
GOY TO CONTACT THE BUNDESKRIMINALAMT DIRECTLY.

6. WHILE EMBOFFS DID NOT TELL LOEWENICK THAT GOY HAS  
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REQUESTED A SIMILAR SECURITY LIAISON ARRANGEMENT WITH THE  
US, LOEWENICK REQUESTED ANY INFORMATION WE COULD GIVE  
HIM ABOUT HOW WE DEAL WITH TERRORIST ACTS OF  
YUGOSLAVIAN EMIGRES, THE YUGOSLAVIAN PERCEPTION OF  
THIS DANGER, AND HOW FORTHCOMING THE USG IS IN  
SATISFYING YUGOSLAVIAN REQUESTS FOR COOPERATION.  
EMBASSY, THEREFORE, REQUESTS DEPARTMENT TO AUTHORIZE  
US TO INFORM LOEWENICK OF THE RESULTS OF US-GOV  
DISCUSSIONS.  
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